

FISCAL NOTE

HB 2797 - SB 3179

February 4, 2008

SUMMARY OF BILL: Requires the Department of Human Services (DHS) to notify the adult and his or her spouse within 48-hours of an adult protection hearing. Requires that any co-owner of a financial account, which the court grants DHS or a temporary guardian authority to withdraw funds from or freeze such account, receive a copy of the court order which granted such authority. Prohibits a financial institution from permitting DHS or a temporary guardian from withdrawing funds or freezing an account without a copy of the court order.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures – Not Significant

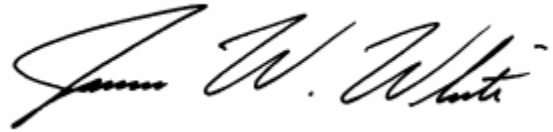
A more precise cost estimate is not possible because the Department of Human Services has not provided any information to assist in the preparation of this fiscal note.

Assumptions:

- As the bill is drafted, DHS will not be required to pay the cost of counsel for the spouse of the adult during the adult protection hearing. Should the Department be required to provide counsel, the Department will incur a significant increase in expenditures. This amount cannot be quantified because the Department has not provided information from which an estimate can be derived.
- DHS will not incur a significant increase in state expenditures due to the revisions of notification requirements regarding the Adult Protection Program.
- Any cost can be accommodated within existing resources without an increased appropriation or reduced reversion.
- No impact to the caseload of the state or local government courts.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is fluid and cursive, with the first name "James" written in a larger, more prominent script than the last name "White".

James W. White, Executive Director

/kml